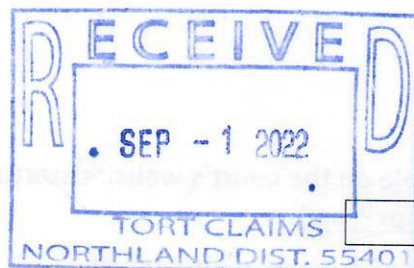


State of Minnesota
Stearns County



District Court
Seventh Judicial District
Court File Number: **73-CO-22-642**
Case Type: Conciliation

Conciliation Court Summons

U.S. Postal Service
141 Railroad Avenue
Albany Mn 56307

SCHYLER TOBY JENSEN-ATHEY vs U.S. Postal Service

1. **You are summoned to appear at a hearing in this Conciliation Court (Small Claims Court) case.** This means you must appear at the hearing scheduled for:

<i>Setting</i>	<i>Time</i>	<i>Hearing Type</i>	<i>Location</i>
September 14, 2022	10:00 AM	Conciliation Hearing	

Before the presiding judge at the following location:

**Stearns County District Court
725 Courthouse Square Room 134
St. Cloud MN 56303
320-656-3620**

- If the defendant does not appear at the hearing, the plaintiff may win this case by default, which means the plaintiff could be awarded a money judgment against the defendant. The judgment could include the amount the plaintiff requested in the Statement of Claim as well as other fees and costs approved by a judicial officer.
- If the plaintiff does not appear at the hearing, this case may be dismissed. If the defendant has filed a counterclaim, then a default judgment could be entered against the plaintiff.
- The Defendant may bring a counterclaim against the Plaintiff. A counterclaim must be filed at least seven days before the Conciliation Court hearing.

Dated: August 25, 2022

George Lock
Court Administrator
Stearns County District Court
725 Courthouse Square Room 134
St. Cloud MN 56303
320-656-3620

cc: SCHYLER TOBY JENSEN-ATHEY

**GOVERNMENT
EXHIBIT**

A



Forms and instructions are available on the court's website starting at <http://mncourts.gov/GetForms.aspx?c=10>.



More information about Conciliation Court is available online at <http://mncourts.gov/Help-Topics/Conciliation-Court.aspx>.

If you have questions about this matter, consider contacting one of the self-help centers (statewide or local): <http://mncourts.gov/Help-Topics/Self-Help-Centers.aspx>.

Filed in District Court
State of Minnesota
8/25/2022

State of Minnesota
Stearns County

District Court
Seventh Judicial District

Court File Number: 73-CO-22-642

Case Type: Conciliation

Notice of Remote Zoom Hearing

U.S. POSTAL SERVICE
141 RAILROAD AVENUE
ALBANY MN 56307

SCHYLER TOBY JENSEN-ATHEY vs U.S. Postal Service

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
September 14, 2022
Conciliation Hearing
10:00 AM

The hearing will be held via Zoom and appearance shall be by video and audio unless otherwise directed with Judicial Officer Heidi E. Schultz, Stearns County District Court.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 320-656-3620 if you do not have access to the internet, or are unable to connect by video and audio.

To join by internet:

1. Type <https://zoomgov.com/join> in your browser's address bar.
2. Enter the **Meeting ID and Meeting Passcode (if asked):**
Meeting ID: 161 848 9022

5. Click **Share Video**.

To join by telephone (if you are unable to join by internet):

Be sure you know how to mute your phone when you are not speaking and unmute it again to speak.

1. Call Toll-Free: 1-833-568-8864
2. Enter the Meeting ID and Meeting Passcode:
Meeting ID: 161 848 9022
Passcode: 321020

Para obtener más información y conocer las opciones para participar en audiencias remotas, incluido cómo enviar pruebas, visite www.mncourts.gov/Remote-Hearings.

Booqo www.mncourts.gov/Remote-Hearings oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

Dated: August 25, 2022

George Lock
Stearns County Court Administrator
725 Courthouse Square Room 134
St. Cloud MN 56303
320-656-3620

cc: Schyler Toby Jensen-athey

State of Minnesota

County

Stearns

Conciliation Court

Judicial District: Seventh

Court File Number:

Case Type: Conciliation

PLAINTIFF'S STATEMENT OF CLAIM**Plaintiff # 1**

Name: Schyler Toby Jensen-Athey

Address: 310 6th st

City/State/Zip: Albany, MN 56307

Plaintiff # 2

Name:

Address:

City/State/Zip:

vs

Defendant # 1

Name: U.S postal service

Address: 141 railroad ave

City/State/Zip: Albany, MN 56307

Defendant # 2

Name:

Address:

City/State/Zip:

☐ Check box if there are more than two plaintiffs or more than two defendants. List the information for the other parties on the *Additional Litigants Form*, CCT702.

Information about the Defendant

1. How many defendants are there? 1

a. Defendant #1

Name: U.S postal service

☐ Individual (Person) ☒ Business

If Defendant #1 is an individual:

i. I believe Defendant #1 is at least 18 years old.

Date of birth: _____ / ☐ Unknown

ii. About military service:

☐ Defendant #1 is in the military service

☐ Defendant #1 is not in the military service

☐ Unknown

b. Defendant #2

Name: _____

☐ Individual (Person) ☐ Business

If Defendant #2 is an individual:

- i. I believe Defendant #2 is at least 18 years old.

Date of birth: _____ / ☐ Unknown

- ii. About military service:

- ☐ Defendant #2 is in the military service
☐ Defendant #2 is not in the military service
☐ Unknown

If there are more than 2 defendants, use the *Additional Litigants Form* (CCT702).

Information about the Claim

2. I am filing this claim against Defendant for: *(check all that apply)*

Money

- ☒ The Defendant owes me \$2,260.00, plus filing fees and costs in the amount of \$79.00, so my total claim is for \$2,339.00 (amount Defendant owes plus filing fees and costs). I have a claim for this amount because in Oct 2021 (month and year), the following happened:

One of their carriers ran into the side of my passenger door. I did police report and filed claim thru tort claims, and got a letter back saying I was denied and I have to pursue suit if I wanna get my money basically.

Property

☐ The Defendant has the following property that belongs to me (list property):

My property is valued at _____. The filing fees and costs for this case are _____ . I want the court to order this property returned to me or make the Defendant pay me \$0.00 (property's value plus the filing fees and costs).

3. I understand that if I do not come to court on my hearing date, my case may be dismissed and I may have to pay money to Defendant on any counterclaim that has been filed.

Important! Each plaintiff must sign the *Statement of Claim* form and include the date signed, the name of the state and county where signed, and provide the following information: title, if any, telephone number, date of birth, and e-mail address.

I declare under penalty of perjury that everything I have stated in this document is true and correct.
Minn. Stat. § 358.116.

Date: 7/29/2022

/s/ Schyler Jensen-Athey
Signature (Plaintiff #1)

County and State where signed:
Stearns County, Minnesota

Name: Schyler Toby Jensen-Athey

Title, if any: _____

Telephone: 320-405-6309

Date of birth: 05/31/2003

Email address: Jensenathey@yahoo.com

Date: _____

Signature (Plaintiff #2)

OR ☒ There is only 1 plaintiff

County and State where signed: _____

Name: _____

Title, if any: _____

Telephone: _____

Date of birth: _____

Email address: _____

NOTE: If there are more than 2 plaintiffs, all of the other plaintiffs must sign the *Statement of Claim* form and include the information listed above.



New to Zoom? Unsure about your internet or phone connection?

Zoom Test Sessions are available to check your device and/or connection:

Every Tuesday 8:30 a.m. – 1:00 p.m. Every Wednesday 12:00 p.m. – 4:30 p.m.

The below meeting ID and passcode are for testing only and will NOT connect to the court hearing.
Refer to the hearing notice for the meeting ID and passcode for the hearing.

With a computer browser: Go to Zoomgov.com
and click "Join a Meeting"

With a smartphone: Download the Zoom app
from App Store or Google Play, open the app,
and choose "Join"

With a telephone: Call 1-833-568-8864

Enter test session using:

Meeting ID: 161 097 6859

Passcode: 409816



COURT ADMINISTRATION
STEARNS COUNTY
SEVENTH JUDICIAL DISTRICT
725 COURTHOUSE SQUARE
ST CLOUD MN 56303-4781

FIRST-CLASS MAIL

Hasler

08/25/2022

US POSTAGE \$000.81



ZIP 56303
011E12650424



5630739982





Albany Post Office
141 Railroad Ave
PO Box 9998
Albany MN 56007



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10



District Tort Claims Coordinator
100 S 1st Street Rm 402
Minneapolis, MN 55401-9993

TORT CLAIMS

ACCOUNTING SERVICE CENTER

Tc202225236



UNITED STATES
POSTAL SERVICE

CERTIFIED NO: 7020 0090 0001 9145 4985
RETURN RECEIPT REQUESTED

May 18, 2022



Schyler Jensen-Athey
310 6th Street
Albany, MN 56307-8352

RE: Claimant: Schyler Jensen-Athey
USPS File No: TC2022 25236

Dear Sir/Ma'am:

This is in reference to the administrative claim you filed under the provisions of the Federal Tort Claims Act, as a result of damages allegedly sustained on or about October 19, 2021.

The Postal Service is not legally obligated to pay all losses which may occur, but only those caused by the negligent or wrongful act or omission of an employee acting in the scope of his/her employment. We are guided in our determination by all the information available to us, including the reports of our personnel and any other persons acquainted with the facts.

As to the incident at issue, an investigation of this matter failed to establish a negligent act or omission on the part of the U.S. Postal Service or its employees. While we regret any damages or injuries that may have occurred, we cannot accept legal liability for them. Accordingly, this claim is denied.

In accordance with 28 U.S.C. § 2401(b) and 39 C.F.R. 912.9(a), if dissatisfied with the Postal Service's final denial of an administrative claim, a claimant may file suit in a United States District Court no later than six (6) months after the date the Postal Service mails the notice of that final action. Accordingly, any suit filed in regards to this denial must be filed no later than six (6) months from the date of the mailing of this letter, which is the date shown above. Further, note the United States of America is the only proper defendant in a civil action brought pursuant to the Federal Tort Claims Act and such suit may be heard only by a federal district court.

Alternatively, and in accordance with the regulations set out at 39 C.F.R. 912.9(b), prior to the commencement of suit and prior to the expiration of the six (6) month

- 2 -

period provided in 28 U.S.C. § 2401(b), a claimant, his duly authorized agent, or legal representative, may file a written request for reconsideration with the postal official who issued the final denial of the claim. Upon the timely filing of a request for reconsideration, the Postal Service shall have six (6) months from the date of filing in which to make a disposition of the claim and the claimant's option under 28 U.S.C. § 2675(a) shall not accrue until six (6) months after the filing of the request for reconsideration.

A request for reconsideration of a final denial of a claim shall be deemed to have been filed when received in this office.

Sincerely,

A handwritten signature in cursive script, appearing to read "E Reed".

E. Reed
Accounting & Control Specialist

cc: Rebecca Carr
Tort Claims Coordinator
Case No: 553-22-00527231A